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03/25/96

VARNUM, RIDDERING, SCHMIDT & HOWLETT^{LLP}
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MARK M. DAVIS
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March 25, 1996

VIA FACSIMILE and
REGULAR U.S. MAIL

Mr. Kurt N. Lindland
Assistant Regional Counsel
Office of Regional Counsel
U.S. Environmental Protection Agency
77 West Jackson Boulevard
Chicago, IL 60604



Re: *Albion-Sheridan Township Landfill "Superfund" Site, Calhoun County, Michigan*

Dear Mr. Lindland:

This is to confirm our telephone conversation last Thursday afternoon, March 21, 1996, regarding the Albion-Sheridan Township Landfill "Superfund" Site located in Calhoun County, Michigan (the "Site"). As you know, this firm represents the City of Albion (the "City") in connection with the matters related to the Site.

Pursuant to a letter dated February 22, 1996, entitled, "Request for Information Pursuant to Section 104(e) of CERCLA for the Albion-Sheridan Township Landfill Site, in Albion Michigan" from the U.S. Environmental Protection Agency ("EPA"), which the City received on February 25, 1996, the City had thirty (30) days from receipt of the letter (March 26, 1996) to submit a written response to EPA's information request letter, as well as to provide the EPA with any relevant documentation in support of its responses to the questions contained in the information request letter.

As I stated to you last Thursday, the City is currently in the process of reviewing and gathering the documents responsive to the EPA's request. However, due to the fact that the City has a new clerk in its office, and due to the large volume of documents which are potentially responsive to the EPA's information request letter, the City is currently reviewing all of its council minutes and other documents, including those documents that were submitted to the EPA as part of the City's response to an earlier CERCLA Section 104(e), 42 U.S.C. § 9604(e), information request letter.

Due to a delay in obtaining and reviewing the documents from the City's files, we requested an extension to submit the City's response to the EPA's information request letter, as well as an extension to provide documentation in support of the City's response to the

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information request letter. You agreed to grant the City a twenty (20) day extension to respond to the information request letter to April 16, 1996.

This letter is part of our continuing settlement communications to resolve this claim and is therefore, inadmissible under the applicable Federal and State Rules of Evidence. Further, nothing in this letter is intended to be, nor should it be construed to be, an admission of any liability, responsibility, facts or law by the City of Albion, and the City of Albion reserves all rights, claims and defenses in this matter as to EPA, the State, other PRPs, and third parties.

If this is not an accurate confirmation of our discussion last Thursday afternoon, March 21, 1996, or if you have any questions regarding the same, please do not hesitate to contact me.

Very truly yours,

VARNUM, RIDDERING, SCHMIDT & HOWLETT^{LLP}

A handwritten signature in black ink, appearing to read "Mark M. Davis", with a stylized flourish at the end.

Mark M. Davis

MMD/tas

cc: Chuck Robison